

*New Appropriation 3/5, Pass 3/11*

FILED FEB 27 1976

SENATE FILE 1223

BY COMMITTEE ON APPROPRIATIONS

Passed Senate, Date 3-2-76 (p. 682) Passed House, Date 3-26-76 (p. 1444)

Vote: Ayes 42 Nays 0 Vote: Ayes 82 Nays 4

Approved 6-13-76  
*motion to reconsider filed 3/26 (1460)*

## A BILL FOR

1 An Act making a supplemental appropriation to the campaign  
2 finance disclosure commission.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. There is appropriated from the general fund  
2 of the state to the campaign finance disclosure commission  
3 for the fiscal year beginning July 1, 1975 and ending June  
4 30, 1976, the following amount, or so much thereof as may  
5 be necessary, to be used for the purposes designated:

6 For salaries, support, maintenance and miscellaneous  
7 purposes .....\$7,500

8 Sec. 2. This Act, being deemed of immediate importance,  
9 shall take effect and be in force from and after its  
10 publication in The Hudson Herald, a newspaper published in  
11 Hudson, Iowa, and in The Anthon Herald, a newspaper published  
12 in Anthon, Iowa.

13 EXPLANATION

14 This bill appropriates \$7,500 to the campaign finance  
15 disclosure commission to cover increased costs incurred during  
16 the 1975-1976 fiscal year.

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H-6650

1 Amend Senate File 1223 as follows:

2 1. Page 1, by striking line 1 and inserting in  
3 lieu thereof the following:

4 "Section 1. Section fifty-six point two (56.2),  
5 subsection one (1), Code 1975, is amended to read  
6 as follows:

7 1. "Candidate" means any individual who has

8 a. Has taken affirmative action to seek nomination  
9 or election to a public office by filing with the  
10 state commissioner or commissioner the appropriate  
11 documents under chapter forty-three (43), forty-four  
12 (44) or forty-five (45) of the Code, but shall exclude  
13 any judge standing for retention in a judicial  
14 election; or

15 b. Has filed an affidavit of candidacy with the  
16 commission pursuant to section fifteen (15), subsection  
17 three (3) of this Act.

18 Sec. 2. Acts of the Sixty-sixth General Assembly,  
19 1975 Session, chapter fifty-seven (57), section six  
20 (6), third new subsection, amending section fifty-  
21 six point two (56.2), Code 1975, is amended to read  
22 as follows:

23 NEW SUBSECTION. "Disclosure report" means a  
24 statement of contributions received, expenditures  
25 made, and indebtedness incurred on forms prescribed  
26 by rules promulgated by the commission and approved  
27 by the administrative rules review committee in  
28 accordance with chapter seventeen A (17A) of the Code.

29 Sec. 3. Section fifty-six point four (56.4),  
30 unnumbered paragraph one (1), Code 1975, as amended  
31 by Acts of the Sixty-sixth General Assembly, 1975  
32 Session, chapter fifty-seven (57), section seven (7),  
33 is amended to read as follows:

34 All statements and reports required to be filed  
35 under this chapter for a state office shall be filed  
36 with the commission. All statements and reports  
37 required to be filed under this chapter for a county,  
38 city or school office shall be filed with the  
39 commissioner. Statements and reports on a ballot  
40 issue shall be filed with the commissioner responsible  
41 under section forty-seven point two (47.2) of the  
42 Code for conducting the election at which the issue  
43 is voted upon. State statutory political committees  
44 shall file all statements and reports with the  
45 commission. All other statutory political committees  
46 shall file the statements and reports with the  
47 commissioner with a copy sent to the commission.

48 Sec. 4. Section fifty-six point five (56.5),  
49 subsection two (2), Code 1975, as amended by Acts  
50 of the Sixty-sixth General Assembly, 1975 Session,

1 chapter fifty-seven (57), section eight (8), is amended,  
2 by striking paragraph c and redesignating the  
3 succeeding paragraphs accordingly.

4 Sec. 5. Section fifty-six point six (56.6), subsec-  
5 tion one (1), Code 1975, as amended by Acts of the  
6 Sixty-sixth General Assembly, 1975 Session, chapter  
7 fifty-seven (57), section ten (10), is amended to  
8 read as follows:

9 1. Each treasurer of a committee shall file with  
10 the commission or commissioner disclosure reports  
11 of contributions received and disbursed on forms  
12 prescribed by rules as provided by chapter seventeen  
13 A (17A) of the Code. The reports from all committees,  
14 except those committees for municipal and school  
15 elective offices, shall be filed on the twenty-fifth  
16 day or mailed by certified mail by the twenty-fourth  
17 day of January, May, July, and October of each year.  
18 The January report shall be current to the end of  
19 the month preceding the filing. The May, July, and  
20 October reports shall be current as of five days prior  
21 to the filing deadline. The January report shall  
22 be the annual report. Committees for municipal and  
23 school elective offices and ballot issues shall file  
24 reports five days prior to any election in which the  
25 name of the candidate or the ballot issue which they  
26 support or oppose appears on the printed ballot and  
27 thirty days following the final election in a calendar  
28 year in which the candidate's name or the ballot issue  
29 appears on the ballot. A committee supporting or  
30 opposing a candidate for a municipal or school elective  
31 office or a ballot issue shall continue to file a  
32 disclosure statement every thirty days until it  
33 dissolves. These reports shall be current to five  
34 days prior to the filing deadline. A state statu-  
35 tory political committee and congressional district  
36 committees as authorized by the constitution of the  
37 state statutory political committee shall not be sub-  
38 ject to the provisions of this subsection if the state  
39 statutory political committee files copies of campaign  
40 disclosure reports as required by federal law with  
41 the commission at such times as the reports are  
42 required to be filed under federal law, provided that  
43 the federal reports contain all information required  
44 by this chapter.

45 Sec. 6. Section fifty-six point six (56.6),  
46 subsection three (3), Code 1975, as amended by Acts  
47 of the Sixty-sixth General Assembly, 1975 Session,  
48 chapter fifty-seven (57), section ten (10), is amended  
49 by striking paragraph e and redesignating the  
50 succeeding paragraphs accordingly.

1     Sec. 7. Section fifty-six point six (56.6),  
2 subsection three (3), paragraphs f, h and i, Code  
3 1975, as amended by Acts of the Sixty-sixth General  
4 Assembly, 1975 Session, chapter fifty-seven (57),  
5 section ten (10), are amended to read as follows:  
6     f. Each loan to ~~or from~~ any person or committee  
7 within the calendar year in an aggregate amount in  
8 excess of those amounts enumerated in the schedule  
9 in paragraph "b" of this subsection, ~~together with~~  
10 ~~the name and mailing address of the lender and~~  
11 ~~endorsers and the date and amount of such loans.~~  
12 A state or county statutory political committee shall  
13 report the name and mailing address of each person  
14 who has made one or more loans in an aggregate amount  
15 in excess of one hundred dollars. Loans shall be  
16 reported on the contributions section of the disclosure  
17 statement.

18     h. The name and mailing address of each person  
19 to whom disbursements or loan repayments have been  
20 made by the committee from contributions during the  
21 reporting period and the amount and date of each  
22 disbursement except that disbursements of less than  
23 five dollars may be shown as miscellaneous  
24 disbursements so long as the aggregate miscellaneous  
25 disbursements to any one person during a calendar  
26 year do not exceed one hundred dollars.

27     i. The amount and nature of debts and obligations  
28 owed, in excess of those amounts stated in the schedule  
29 in paragraph "b" of this section, which have been  
30 owed by or to the committee for a period of time  
31 greater than thirty days. Loans made to a committee  
32 and reported under paragraph b of this subsection  
33 shall not be considered a debt or obligation under  
34 this paragraph. A loan made by a committee to any  
35 person shall be considered a disbursement.

36     Sec. 8. Section fifty-six point ten (56.10), Code  
37 1975, as amended by Acts of the Sixty-sixth General  
38 Assembly, 1975 Session, chapter fifty-seven (57),  
39 section fourteen (14), is amended by striking  
40 subsection one (1) and inserting in lieu thereof the  
41 following:

42     1. Review the contents of all disclosure reports  
43 and other statements filed with the commission and  
44 promptly advise each committee of errors found. The  
45 commission may, upon its own motion, initiate action  
46 and conduct a hearing under section fifty-six point  
47 eleven (56.11), subsections one (1) and two (2) of  
48 the Code. The commission may require the county  
49 commissioner to file summary reports with it  
50 periodically.

1 Sec. 9. Section fifty-six point eleven (56.11),  
2 Code 1975, is amended by striking subsection one (1)  
3 and inserting in lieu thereof the following:

4 1. Any eligible elector may file a complaint of  
5 an alleged violation with the commission. The  
6 complaint shall be verified and supported by affidavit  
7 detailing the circumstances of the violation alleged.  
8 The commission may initiate action on its own motion  
9 by filing a complaint accompanied by such an affidavit.  
10 Within twenty-four hours after receipt of a complaint  
11 or initiation of its own complaint, the commission  
12 shall notify the person, candidate or committee against  
13 whom the complaint is made of receipt or initiation  
14 of the complaint, and until it has done so it shall  
15 make no investigation of any kind into the campaign  
16 affairs of the person, candidate or committee. Unless  
17 the commission concludes that there is no reasonable  
18 basis for a complaint which has been filed, it shall  
19 set a date for a hearing on the complaint which shall  
20 be not more than fifteen days after the date the  
21 complaint is received or initiated by the commission.  
22 The commission shall serve the person, candidate or  
23 committee against whom the complaint is made a copy  
24 of the complaint and supporting affidavit and notice  
25 of the hearing in the manner provided by the Rules  
26 of Civil Procedure. Copies of the complaint, affidavit  
27 and notice shall also be sent to each of the other  
28 candidates, if any, for the office affected. If a  
29 complaint is filed or initiated less than fifteen  
30 days before the election at which the office affected  
31 is to be filled, the commission shall set the hearing  
32 at the earliest possible date so as to allow the issue  
33 to be resolved prior to the election. An extension  
34 of time for the hearing may be granted when both  
35 parties mutually agree on an alternate date for the  
36 hearing.

37 Sec. 10. Section fifty-six point eleven (56.11),  
38 subsections two (2) and three (3), Code 1975, are  
39 amended to read as follows:

40 2. The commission shall investigate the complaint  
41 and conduct the hearing. Upon request of the  
42 commission, the county attorney or the attorney general  
43 shall assist the commission in any investigation and  
44 report to it as directed. The commission shall have  
45 the power to subpoena and review all records of a  
46 candidate or ~~political~~ committee required to be kept  
47 under this chapter. Due process, including the right  
48 to be represented by counsel, shall be accorded the  
49 accused. The commission shall provide for the  
50 confidentiality of the records of a candidate or

1 ~~political~~ committee during the investigation and  
2 hearing process and shall provide for confidential  
3 hearings only if requested by either party to the  
4 complaint, except that if the commission itself is  
5 a complainant it may not request a confidential  
6 hearing. After the hearing the commission shall  
7 determine whether or not there ~~is-a~~ are reasonable  
8 belief grounds to believe that a violation of the  
9 provisions of this chapter did occur. The commission  
10 shall send a copy of its findings of fact and decision  
11 to the person, candidate or ~~political~~ committee against  
12 which the complaint was filed and to each candidate  
13 for the public office affected. The ~~campaign-finance~~  
14 ~~disclosure~~ commission may assess the cost of such  
15 hearings against either party involved in the hearing.

16 3. If the commission finds reasonable grounds  
17 to believe that the person, candidate, or ~~political~~  
18 committee has engaged in any an act or practice which  
19 constitutes a violation of this chapter, the commission  
20 shall report ~~such-a~~ the suspected violation of law  
21 to the United States attorney, the attorney general,  
22 or the county attorney, as the case may be, with a  
23 recommendation of appropriate action to be taken.

24 Sec. 11. Section fifty-six point seventeen (56.17),  
25 Code 1975, is amended to read as follows:

26 56.17 APPLICABILITY TO FEDERAL CANDIDATES.

27 1. ~~This~~ The requirements of this chapter relative  
28 to disclosure of and limitations upon the amount of  
29 contributions shall apply to candidates and political  
30 committees for federal office only in the event such  
31 candidates are not subject to a federal law requiring  
32 the disclosure of campaign financing. Any such federal  
33 law shall supersede the provisions of this chapter.

34 2. The provisions of this chapter under which  
35 money from the Iowa election campaign fund may be  
36 made available to or used for the benefit of candidates  
37 and candidates' committees shall apply to candidates  
38 for federal office and their candidates' committees  
39 only if funds to pay a portion of their campaign  
40 expenses are not available to such candidates or their  
41 committees from the federal government.

42 Sec. 12. Section fifty-six point nineteen (56.19),  
43 Code 1975, is amended to read as follows:

44 56.19 FUND CREATED. The "Iowa election campaign  
45 fund" is and the "Iowa candidates' fund" are separately  
46 created within the office of the treasurer of state.

47 1. The Iowa election campaign fund shall consist  
48 of funds paid by persons having an Iowa income tax  
49 liability as provided in section 56.18. The director  
50 of revenue shall remit funds collected as provided

1 in section 56.18 to the treasurer of state who shall  
2 deposit such funds in the appropriate account within  
3 the Iowa election campaign fund. Any interest income  
4 received by the treasurer of state from investment  
5 of moneys deposited in the fund shall be deposited  
6 in the Iowa election campaign fund. Such funds shall  
7 be subject to payment to the ~~chairman~~ chairperson  
8 of the specified political party by the state  
9 comptroller in the manner provided ~~in this chapter~~  
10 by section fifty-six point twenty-two (56.22) of the  
11 Code.

12 2. There shall be paid into the Iowa candidates'  
13 fund from the general fund of the state on the first  
14 business day of each month an amount equal to the  
15 amount remitted by the director of revenue to the  
16 treasurer of state for deposit in the Iowa election  
17 campaign fund during the preceding month. Money in  
18 the Iowa candidates' fund shall be disbursed to can-  
19 didates' committees which qualify therefor under  
20 section fifteen (15) of this Act. On January first  
21 of the year immediately succeeding a year in which  
22 the office of governor has been filled at the general  
23 election, any money accumulated in the Iowa candidates'  
24 fund which has not been disbursed shall revert to  
25 the general fund of the state.

26 Sec. 13. Section fifty-six point twenty-one  
27 (56.21), Code 1975, is amended to read as follows:

28 56.21 FUNDS--APPLICATION TO COMPTROLLER. Any  
29 candidate for a partisan public office, except  
30 ~~president-or-vice-president-of-the-United-States as~~  
31 ~~otherwise provided by section fifty-six point seventeen~~  
32 ~~(56.17); subsection two (2) of the Code, may receive~~  
33 ~~campaign funds through the state statutory political~~  
34 ~~committee under this chapter from the Iowa election~~  
35 ~~campaign fund through the state central committee~~  
36 ~~of the candidate's political party. However, the~~  
37 ~~chairman of the state statutory political central~~  
38 ~~committee shall apply to the state comptroller for~~  
39 ~~these funds not later than sixty-five days before~~  
40 ~~a general election of each political party shall have~~  
41 ~~discretion which of the party's candidates for public~~  
42 ~~office shall be allocated campaign funds out of money~~  
43 ~~received by that party from the Iowa election campaign~~  
44 ~~fund.~~

45 ~~The state comptroller shall remit by check drawn~~  
46 ~~upon the Iowa election campaign fund all funds in~~  
47 ~~the party's account to the chairman upon certification~~  
48 ~~by the state commissioner that the party has qualified~~  
49 ~~to have candidate names placed on the official general~~  
50 ~~election ballot.~~

1     Sec. 14. Section fifty-six point twenty-two  
2 (56.22), Code 1975, is amended by striking the section  
3 and inserting in lieu thereof the following:

4     56.22 DISTRIBUTION OF CAMPAIGN FUND--RESTRICTIONS  
5 ON USE.

6     1. The money accumulated in the Iowa election  
7 campaign fund to the account of each political party  
8 in the state shall be remitted to the party on the  
9 first business day of each month by warrant of the  
10 state comptroller drawn upon the fund in favor of  
11 the state chairperson of that party. The money  
12 received by each political party under this section  
13 shall be used as directed by the party's state  
14 statutory political committee.

15     2. Funds distributed to statutory political  
16 committees pursuant to this chapter shall not be used  
17 to support or oppose the nomination of any candidate.  
18 Nothing in this subsection shall be construed to  
19 prohibit a statutory political committee from using  
20 such funds to pay expenses incurred in arranging and  
21 holding a nominating convention.

22     Sec. 15. Section fifty-six point twenty-three  
23 (56.23), Code 1975, is amended by striking the section  
24 and inserting in lieu thereof the following:

25     56.23 DISTRIBUTION OF FUNDS--ACCEPTABLE USES--  
26 AUDITS REQUIRED.

27     1. Before it may receive any funds under authority  
28 of this chapter, a candidate's committee or statutory  
29 political committee shall agree in writing to submit  
30 to an audit of all expenditures of the committee.  
31 The audit shall be made by an auditor of the  
32 commission's choice and at the commission's expense.  
33 A candidate's committee which has received funds under  
34 authority of this chapter shall be prepared to be  
35 audited pursuant to this section not later than thirty  
36 days after the latest election occurring in any  
37 calendar year in which that candidate's name appeared  
38 on the ballot. Statutory political committees shall  
39 submit to an audit once a year, at a time set by the  
40 commission.

41     2. The commission shall promulgate as rules, in  
42 accordance with chapter seventeen A (17A) of the Code,  
43 guidelines setting forth as specifically as is  
44 practicable what expenses are to be considered  
45 acceptable campaign expenses for the purposes of this  
46 chapter, and what documentation will be required as  
47 evidence of any expenditure constituting an acceptable  
48 campaign expense. No funds shall be distributed under  
49 authority of this chapter after the effective date  
50 of this Act until the rules required by this subsection

1 have been promulgated.

2 3. If the audit required by this section shows  
3 that the total amount of all expenditures by a  
4 candidate's committee or a statutory political  
5 committee for acceptable campaign expenses during  
6 the period covered by the audit is less than twice  
7 the amount of all money received by the committee  
8 under authority of this chapter during the same period,  
9 the committee shall return to the fund from which  
10 the money originated an amount equal to half the  
11 difference between twice the amount of all money so  
12 received and the total amount of all expenditures  
13 for acceptable campaign expenses.

14 Sec. 16. Acts of the Sixty-sixth General Assembly,  
15 1975 Session, chapter fifty-seven (57), section sixteen  
16 (16), third new section, amending chapter fifty-six  
17 (56), Code 1975, is amended to read as follows:

18 NEW SECTION. 1. Except as provided in sub-  
19 section three (3) of this section, it shall be unlaw-  
20 ful for any insurance company, savings and loan  
21 association, bank, and corporation organized pursuant  
22 to the laws of this state or any other state,  
23 territory, or foreign country, whether for profit  
24 or not, or any officer, agent, representative thereof  
25 acting for such insurance company, savings and loan  
26 association, bank, or corporation, to contribute any  
27 money, property, labor, or thing of value, directly  
28 or indirectly, to any committee, or for the purpose  
29 of influencing the vote of any elector.

30 2. Except as provided in subsection three (3)  
31 of this section, it shall be unlawful for any member  
32 of any committee, or employee or representative  
33 thereof, or candidate for any office or the  
34 representative of such candidate, to solicit, request,  
35 or knowingly receive from any insurance company, sav-  
36 ings and loan association, bank, and corporation  
37 organized pursuant to the laws of this state or any  
38 other state, territory, or foreign country, whether  
39 for profit or not, or any officer, agent, or  
40 representative thereof, any money, property, or thing  
41 of value belonging to such insurance company, savings  
42 and loan association, bank, or corporation for campaign  
43 expenses, or for the purpose of influencing the vote  
44 of any elector. Nothing in this section shall be  
45 construed to restrain or abridge the freedom of the  
46 press or prohibit the consideration and discussion  
47 therein of candidacies, nominations, public officers,  
48 or public questions.

49 3. It shall be lawful for any insurance company,  
50 savings and loan association, bank, and corporation

1 organized pursuant to the laws of this state or any  
2 other state, territory, or foreign country, whether  
3 or not for profit, and for the officers, agents and  
4 representatives thereof, to use the funds of any such  
5 entity for the purposes of soliciting its stockholders,  
6 officers and employees for contributions to a committee  
7 sponsored by that entity and of financing the  
8 administration of a committee sponsored by that entity.  
9 A committee member, committee employee, committee  
10 representative, candidate or representative referred  
11 to in subsection two (2) of this section lawfully  
12 may solicit, request, and receive money, property  
13 and other things of value from a committee sponsored  
14 by an insurance company, savings and loan associa-  
15 tion, bank, or corporation as permitted by this  
16 subsection.

17 4. The restrictions imposed by this section rela-  
18 tive to making, soliciting or receiving contributions  
19 shall not apply to a person who uses those  
20 contributions to encourage registration of voters  
21 and participation in the political process, or to  
22 publicize public issues, or both, but does not use  
23 any part of those contributions to endorse, oppose,  
24 or evaluate favorably or unfavorably any candidate  
25 for public office or any public measure.

26 5. Any person convicted of a violation of any  
27 of the provisions of this section shall be subject  
28 to imprisonment in the county jail for not more than  
29 one year and by a fine not to exceed one thousand  
30 dollars.

31 Sec. 17. Chapter fifty-six (56), Code 1975, is  
32 amended by adding sections eighteen (18) through  
33 twenty-three (23) of this Act.

34 Sec. 18. NEW SECTION. WHEN CONTRIBUTIONS DEEMED  
35 MADE. For the purposes of sections nineteen (19),  
36 twenty (20), and twenty-one (21) of this Act, any  
37 contribution to a candidate's committee shall be  
38 considered to have been made in the same calendar  
39 year in which occurred the latest election at which  
40 the office that candidate sought appeared on the  
41 ballot, regardless of when the contribution actually  
42 was made.

43 Sec. 19. NEW SECTION. LIMITATIONS ON CERTAIN  
44 CONTRIBUTIONS.

45 1. The aggregate contributions of any one  
46 individual to all candidate's committees shall not  
47 exceed two thousand five hundred dollars, and the  
48 aggregate contributions of any committee other than  
49 a statutory political committee to all candidate's  
50 committees shall not exceed seven thousand five hundred

1 dollars, in any one calendar year.

2 2. A committee shall not accept during any one  
3 calendar year from any one individual, who is not  
4 organized as a committee under this chapter, aggregate  
5 contributions in excess of two hundred dollars for  
6 the benefit of a candidate for governor or in excess  
7 of fifty dollars for the benefit of a candidate for  
8 the general assembly.

9 3. A candidate's committee shall not accept during  
10 any one calendar year from any other committee, except  
11 a statutory political committee, aggregate  
12 contributions exceeding three times the aggregate  
13 contribution which the same candidate's committee  
14 could accept from an individual under subsection two  
15 (2) of this section.

16 Sec. 20. NEW SECTION. QUALIFYING FOR MONEY FROM  
17 CANDIDATES' FUND.

18 1. The candidate's committee for an individual  
19 who has become a candidate for nomination or election  
20 to the office of governor, state senator or state  
21 representative is entitled to receive money from the  
22 Iowa candidates' fund, at the times and to the extent  
23 provided by section twenty-one (21) of this Act, upon  
24 filing with the commission a report showing that the  
25 committee has qualifying contributions aggregating  
26 at least twenty thousand dollars for a candidate for  
27 governor, seven hundred fifty dollars for a candidate  
28 for state senator, or five hundred dollars for a  
29 candidate for state representative.

30 2. Qualifying contributions are those received  
31 by a candidate's committee from individuals in amounts  
32 not exceeding, from any one individual, fifty dollars  
33 to a candidate for governor or ten dollars to a  
34 candidate for the general assembly, during the period  
35 beginning on the date the individual for whose benefit  
36 the contribution is made becomes a candidate and  
37 ending on the day preceding the next succeeding general  
38 election. Qualifying contributions must be reported  
39 to the commission by the candidate's committee on  
40 forms prescribed by the commission listing the name  
41 and address of the contributor and the amount of the  
42 contribution, and accompanied by either a signed  
43 declaration by the contributor acknowledging the  
44 contribution or a photocopy of the written instrument  
45 by which the contribution was made that identifies  
46 the contributor. This subsection shall not be  
47 construed to prohibit contributions in the amounts  
48 permitted by section nineteen (19), subsection two  
49 (2), of this Act, but the portion of any individual's  
50 contributions for the benefit of a candidate which

1 exceeds the limits specified by this subsection may  
2 not be reported as qualifying contributions by that  
3 candidate's committee.

4 3. An individual who desires to become a candidate  
5 for purposes of this section, at any time prior to  
6 filing with the state commissioner the documents  
7 necessary to seek nomination or election under chapters  
8 forty-three (43), forty-four (44) or forty-five (45)  
9 of the Code, may do so by filing an affidavit of  
10 candidacy with the commission. The affidavit shall  
11 be filed on a form prescribed by the commission and  
12 shall contain:

- 13 a. The candidate's name.
- 14 b. The office the candidate seeks.
- 15 c. The candidate's political party affiliation,  
16 if any.
- 17 d. A statement that the candidate has formed a  
18 candidate's committee which will receive contributions  
19 that will, to the extent permitted by subsection two  
20 (2) of this section, be reported to the commission  
21 as qualifying contributions.

22 Sec. 21. NEW SECTION. LIMITS ON CLAIMS--HOW PAID  
23 AND USED.

24 1. Each candidate's committee is entitled to  
25 receive from the Iowa candidates' fund money in an  
26 amount equivalent to the total amount of qualifying  
27 contributions it has reported to the commission, up  
28 to a maximum of one hundred thousand dollars for a  
29 candidate for governor, one thousand five hundred  
30 dollars for a candidate for state senator or one  
31 thousand dollars for a candidate for state  
32 representative. These maximums shall apply to each  
33 individual candidate for any of these offices during  
34 each period of time beginning on the day following  
35 the latest general election at which the office the  
36 candidate seeks was filled and ending on the day of  
37 the next succeeding general election at which that  
38 same office is to be filled.

39 2. The initial report of qualifying contributions  
40 and any supplemental report of additional qualifying  
41 contributions made to the commission by a candidate's  
42 committee, except its final report, shall each claim  
43 at least one hundred dollars matching money from the  
44 Iowa candidates' fund. Matching money shall be paid,  
45 in accordance with section twenty-two (22) of this  
46 Act, by a warrant drawn by the state comptroller at  
47 the commission's direction upon the fund in favor  
48 of the treasurer of the candidate's committee.  
49 Matching money from the fund shall be used only to  
50 pay, or to repay loans lawfully obtained to pay,

1 acceptable campaign expenses as defined pursuant to  
2 section fifty-six point twenty-three (56.23) of the  
3 Code which were actually and lawfully incurred.

4 Sec. 22. NEW SECTION. WHEN DISBURSEMENTS MAY  
5 BE MADE--PRORATION AUTHORIZED IF NECESSARY.

6 1. A candidate's committee may claim money from  
7 the Iowa candidates' fund no earlier than December  
8 first of the year next preceding the year of the  
9 general election at which the office the candidate  
10 seeks will be on the ballot, regardless of when the  
11 individual involved becomes a candidate for the office.  
12 A candidate's committee may at any time thereafter  
13 report qualifying contributions in any amount up to  
14 its allowable maximum, but the commission may not  
15 disburse matching money from the fund to any  
16 candidate's committee more rapidly than is permitted  
17 by the following schedule:

18 a. Prior to March first of the year of the general  
19 election at which the office the candidate seeks will  
20 be on the ballot, no more than twenty-five percent  
21 of such maximum may be disbursed.

22 b. Prior to June fifteenth of such year, no more  
23 than fifty percent maximum may be disbursed.

24 c. Prior to September fifteenth of such year,  
25 no more than seventy-five percent of such maximum  
26 may be disbursed.

27 2. A candidate's committee for a candidate who  
28 withdraws or is defeated in a primary election or  
29 other nominating procedure may nevertheless receive  
30 the allowable maximum amount of matching money from  
31 the Iowa candidates' fund, or so much thereof as the  
32 committee's reported qualifying contributions and  
33 the provisions of this section entitle it to receive,  
34 at the times prescribed by subsection one (1) of this  
35 section.

36 3. If the commission at any time concludes on  
37 the basis of the number of candidates which at that  
38 time have claimed a portion of their allowable maximum  
39 amount of matching money, and on the basis of the  
40 remaining balance in the Iowa candidates' fund, that  
41 it is unlikely that all claims on the fund can be  
42 paid as would otherwise be required by this Act, it  
43 shall prorate the unpaid portion of the pending claims  
44 and all claims subsequently received during the same  
45 biennial period. The proration of the various unpaid  
46 portions of claims and of subsequent claims shall  
47 be devised so that as nearly as possible an equivalent  
48 proportion of the full amount to which each claimant  
49 committee would otherwise be entitled is actually  
50 paid. If the commission does so prorate claims but

1 finds that upon the date of the succeeding general  
2 election an unencumbered balance existed in the fund,  
3 that balance shall be applied to the payment of all  
4 or equivalent proportions of claims on the fund which  
5 were unpaid due to proration during the preceding  
6 year.

7 Sec. 23. NEW SECTION. MATCHING MONEY FOR  
8 CANDIDATES IN CERTAIN SPECIAL ELECTIONS. The  
9 candidate's committee for each candidate certified  
10 by the state commissioner as a nominee for a seat  
11 in the general assembly to be filled at a special  
12 election called under section sixty-nine point fourteen  
13 (69.14) of the Code is entitled to receive the  
14 allowable maximum amount of matching money upon  
15 qualifying therefor pursuant to section twenty (20),  
16 subsections one (1) and two (2), of this Act, except  
17 that qualifying contributions must be received by  
18 the day prior to the date of the special election.  
19 Claims may be presented to the commission under this  
20 section as soon as the candidates in the special  
21 election have been certified by the state commissioner,  
22 and the provisions of section twenty-two (22),  
23 subsection one (1), of this Act shall not apply.  
24 Matching money received by a candidate's committee  
25 under this section shall not apply against the  
26 allowable maximum amount of matching money available  
27 to the individual candidate involved for the period  
28 established by section twenty-one (21), subsection  
29 one (1), of this Act between successive general  
30 elections at which the office involved in the spe-  
31 cial election is filled for a full term.

32 Sec. 24. The provisions of sections two (2), four  
33 (4), eight (8) through fifteen (15) and eighteen (18)  
34 through twenty-three (23) of this Act shall take  
35 effect January 1, 1977.

36 Sec. 25. Sections fifty-six point fourteen (56.14)  
37 and fifty-six point fifteen (56.15), Code 1975, are  
38 repealed.

39 Sec. 26. There is appropriated from the general  
40 fund".

41 2. Page 1, line 8, by striking the figure "2"  
42 and inserting in lieu thereof the figure "27".

43 3. Title, line 1, by inserting after the word  
44 "Act" the words "to revise the campaign disclosure-  
45 income tax checkoff Act by clarifying the powers,  
46 duties and procedures of the campaign finance  
47 disclosure commission, repealing certain provisions  
48 of the Act in accordance with a recent decision of  
49 the United States supreme court, establishing and  
50 providing for administration of and disbursements

1 from the Iowa candidates' fund, and".

BY TAUKE of Dubuque  
CRAWFORD of Story  
HENNESSEY of Delaware  
HIGGINS of Scott  
PATCHETT of Johnson  
WALTER of Pottawattamie  
READINGER of Polk

OAKLEY of Clinton  
EVANS of Grundy  
HALVORSON of Clayton  
MENNENGA of Clinton  
NORLAND of Worth  
KRAUSE of Palo Alto  
DYRLAND of Clayton

AN ACT

MAKING A SUPPLEMENTAL APPROPRIATION TO THE CAMPAIGN FINANCE DISCLOSURE COMMISSION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. There is appropriated from the general fund of the state to the campaign finance disclosure commission for the fiscal year beginning July 1, 1975 and ending June 30, 1976, the following amount, or so much thereof as may be necessary, to be used for the purposes designated:

For salaries, support, maintenance and miscellaneous purposes .....\$7,500

Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Hudson Herald, a newspaper published in Hudson, Iowa, and in The Anthon Herald, a newspaper published in Anthon, Iowa.

ARTHUR A. NEU  
President of the Senate

DALE M. COCHRAN  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 1223, Sixty-sixth General Assembly.

STEVEN C. CROSS  
Secretary of the Senate

Approved June 13, 1976

ROBERT D. RAY  
Governor